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UNITED STATES DISTRICT  
FOR THE SOUTHERN DISTRICT OF

TICOR TITLE INSURANCE CO., )  
Plaintiff, ) Civil Action No: 08-CV-1336  
)  
v. )  
)  
EMPIRE LOGGING AND TIMBER, LLC ) TEMPORARY RESTRAINING  
and ROBERT E. BASCHMANN, JR., ) ORDER  
)  
Defendants, )

WHEREAS, by an Order of the above entitled Court made on the 11<sup>th</sup> day of February, 2008, Plaintiff was required to file an undertaking in the sum of \$ Five Hundred Thousand and 00/100 Dollars as a condition for a Temporary Restraining Order to be in effect restraining and enjoining the above named Defendants from the commission of certain acts as more fully set forth in said Order,

NOW, THEREFORE, we, Ticor Title Insurance Co., as Principal, and RLI Insurance Company, a corporation, organized and existing under the laws of the State of Illinois and authorized to transact business in the State of New York, as Surety, in consideration of the premises and the issuance of said Temporary Restraining Order, do hereby jointly and severally undertake to pay all costs and disbursements that may be decreed to the Defendants and such damages not exceeding the amount of Five Hundred Thousand and 00/100 Dollars (\$ 500,000.00), as the Defendants may sustain by reason of said Temporary Restraining Order if the same be wrongful and without sufficient cause.

IN WITNESS WHEREOF, we have each set our hands this 12<sup>th</sup> day of February, 2008.

Bond No: CMS238881

Ticor Title Insurance Co.

Principal

By

Approve  
2/13/08  
S. Michael McMahon  
CL  
3  
R  
D.C. 1/14

RLI Insurance Company

Surety

By

Brenda Wong, Attorney-in-Fact



**State of California**

**County of Los Angeles**

On FEB 12 2008 before me, B. Aleman, Notary Public, personally appeared Brenda Wong who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

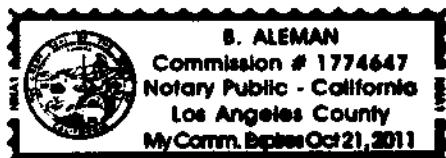
WITNESS my hand and official seal.

(seal)

Signature

A handwritten signature of "B. Aleman" in black ink.

B. Aleman





# POWER OF ATTORNEY

## RLI Insurance Company

**Know All Men by These Presents:**

That this Power of Attorney is not valid or in effect unless attached to the bond which it authorizes executed, but may be detached by the approving officer if desired.

That **RLI Insurance Company**, an Illinois corporation, does hereby make, constitute and appoint:

E. S. Albrecht Jr., Lisa L. Thornton, Tracy Aston, C. K. Nakamura, Maria Pena, Marina Tapia, Brenda Wong, Ashraf Elmasry, Simone Gerhard, KD Conrad, Joyce Herrin, Martha Gonzales, Edward Spector, jointly or severally.

in the City of Los Angeles, State of California its true and lawful Agent and Attorney in Fact, with full power and authority hereby conferred, to sign, execute, acknowledge and deliver for and on its behalf as Surety, the following described bond.

**Any and all bonds provided the bond penalty does not exceed Twenty Five Million Dollars (\$25,000,000.00).**

The acknowledgment and execution of such bond by the said Attorney in Fact shall be as binding upon this Company as if such bond had been executed and acknowledged by the regularly elected officers of this Company.

The **RLI Insurance Company** further certifies that the following is a true and exact copy of the Resolution adopted by the Board of Directors of **RLI Insurance Company**, and now in force to-wit:

"All bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or Agents who shall have authority to issue bonds, policies or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile."

IN WITNESS WHEREOF, the **RLI Insurance Company** has caused these presents to be executed by its Vice President with its corporate seal affixed this 1st day of August, 2007.

**RLI Insurance Company**

By:

Roy C. Die

Vice President



State of Illinois

County of Peoria

} SS

On this 1st day of August, 2007, before me, a Notary Public, personally appeared Roy C. Die, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as the aforesaid officer of the **RLI Insurance Company** and acknowledged said instrument to be the voluntary act and deed of said corporation.

By: Cherie L. Montgomery Notary Public



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### CERTIFICATE

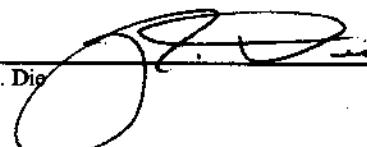
I, the undersigned officer of **RLI Insurance Company**, a stock corporation of the State of Illinois, do hereby certify that the attached Power of Attorney is in full force and effect and is irrevocable; and furthermore, that the Resolution of the Company as set forth in the Power of Attorney, is now in force. In testimony whereof, I have hereunto set my hand and the seal of the **RLI Insurance Company** this 12 day of FEB 2008.

**RLI Insurance Company**

By:

Roy C. Die

Vice President



A0058707